IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5629 OF 2007

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Khed Vyapari Dharmaday Education
Society and ors. ...Petitioners

v/s.

State of Maharashtra & ors. ...Respondents

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Mr.M.S.Topkar for the Petitioners.
Mr.N.V.Bandiwadekar for the Respondent No.3.
Mr.A.H.Palekar, AGP for State.

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CORAM: D.K.DESHMUKH &
V.M.KANADE, JJ.
DATED: 22ND NOVEMBER, 2007

P.C.:

1. By this Petition, the Petitioners challenge the order passed by the Education Officer dated 16-11-2006 fixing seniority of teachers working in the recognised aided school.

2. The principal grievance is that though the objections were raised by the teachers, the Education Officer has not disclosed any reason why he considers the Respondent No.3 as senior to the Petitioners Nos. 3 to 5.

3. The learned Counsel appearing for the Education Officer states that admittedly the Education Officer has not disclosed reasons for rejecting the objections raised by the Petitioners Nos. 3 to 5 and that the Education Officer is willing to rehear the matter and make fresh order.

4. In view of the statement made by the learned Counsel for the Education Officer, it is directed that the parties shall appear before the Education

Officer on 17-12-2007 and submit whatever documents and submissions they want to make before the Education Officer on that date. The Education Officer shall thereafter pass a reasoned order within a period of two weeks from 17-12-2007. Parties have undertaken before us that they will not seek any adjournment before the Education Officer.

5. Petition disposed of.

(D.K.DESHMUKH, J.)

(V.M.KANADE, J.)